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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

400 ACRES OF LAND, more or less,
situate in Lincoln County, State of Nevada;
and JESSIE J. COX, et al.,

Defendants.

Case No. 2:15-cv-01743-MMD-NJK

**JOINT PROPOSED SCHEDULING
ORDER**

Pursuant to this Court's September 9, 2019 minute entry (ECF No. 501), Plaintiff United States of America, Defendant Sheahan Landowners, and Defendant Tanis Landowners (collectively the "Parties") hereby submit this joint proposed scheduling order:

Deadline/Date	Event
11/01/2019	Motions in Limine
11/06/2019	Plaintiff provides to Defendants (a) draft proposed site visit instructions/script and (b) draft proposed Commissioner instructions (not filed with Court)
11/15/2019	Oppositions to Motions in Limine
11/20/2019	Rule 26(a)(3) Pretrial Disclosures (not filed with Court)
11/22/2019	Reply briefs in further support of Motions in Limine
12/18/2019	Joint Pretrial Order, including objections to Rule 26(a)(3) Disclosures
01/18/2020	Lawyers-only site visit to finalize proposed site visit instructions/script
01/31/2020	File joint (a) proposed site visit instructions/script and (b) proposed Commissioner instructions, including any objections
02/07/2020 (10:00 a.m.)	Trial begins in Las Vegas with opening statements (no witnesses)
02/08/2020	Site visit with Commissioners and Court
02/10/2020 (9:00 a.m.)	Trial continues with witnesses (the Parties request that 10 court days (excluding opening statements, closing arguments, and site visit) be available for trial)
30 days after service of trial transcripts	Proposed findings of fact (FOF) and conclusions of law (COL) provided to Commission, if so requested

30 days after deadline for FOF/COL if requested, otherwise 30 days after service of trial transcripts	Commission's Rule 71.1(h)(2)(D) Report
30 days after Commission files its Rule 71.1(h)(2)(D) Report	Objections to Commission's Report

The Tanis Landowners, including their legal counsel, need not attend the trial in person. However, whether or not they attend, the Tanis Landowners acknowledge that they will be bound by the trial's result.

The Parties will make themselves available for a final pre-trial conference as scheduled by the Court and for any argument or other proceedings as requested by the Commission.

WHEREFORE, the Parties respectfully request that the Court approve the Parties' proposed scheduling order.

Respectfully submitted,

FOR THE UNITED STATES OF AMERICA

/s/ Mark C. Elmer
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JOHANNA M. FRANZEN
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Trial Attorneys
U.S. Department of Justice

1 **FOR THE SHEAHAN LANDOWNERS**

2
3 /s/ Autumn L. Waters

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13 **FOR THE TANIS LANDOWNERS**

14 /s/ John R. Funk

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22 *Counsel for Defendant Tanis Landowners*

23 **IT IS SO ORDERED:**

24 

25 MIRANDA M. DU

26 UNITED STATES DISTRICT JUDGE

27 Dated: September 12, 2019

CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2019, I served the foregoing Joint Proposed Scheduling Order on all parties who have appeared in this action using the Court's case management/electronic case filing system. In addition, I hereby certify that on September 12, 2019 the United States sent a copy of the foregoing Joint Proposed Scheduling Order via U.S. mail to the following defendants:

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/s/ Mark C. Elmer
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